

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

RCE
1746
JRW



Renée Conti

Date:

April 20, 2005

MAIL STOP RCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
Kazuhito HATOH, et al.

Conf. No.: 8925

: Group Art Unit: 1746

Appln. No.: 09/719,526

: Examiner: Jonathan Crepeau

Filing Date: December 13, 2000

: Attorney Docket No.: 10059-368US(P20815-01)

Title: POLYMER ELECTROLYTE FUEL CELL

AFTER FINAL REQUEST FOR CONTINUED EXAMINATION (RCE)
UNDER 37 C.F.R. 1.114

This is a request under 37 CFR 1.114 for continued examination (RCE) of the above identified application in response to the Office Action mailed August 16, 2004 (Paper No. 20040811). Enclosed are the following in support of the RCE under 37 C.F.R. 1.114:

☐ Enter the unentered Amendment previously filed on &@ under 37 CFR 1.116 in the above application.

☒ An Amendment.

☐ An Information Disclosure Statement, PTO/SB/08A and cited references.

☐ New formal drawings.

☒ A Petition for Extension of Time to April 20, 2005 for the pending application.

☒ Other: Declaration of Kazuhito Hatoh Under 37 C.F.R. § 1.132.

The following fees are enclosed:

☒ RCE fee of \$790.00 required under 37 C.F.R. 1.17(e).

☒ Extension of time fee in the amount of \$450.00

☐ Additional claim fees of &@ for excess claims submitted in the enclosed Amendment, calculated as follows:

04/25/2005 AWONDAF1 00000064 09719526

01 FC:1801

790.00 0P

					SMALL ENTITY		LARGE ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL		(-)	or 20		x25		x50	
INDEP.		(-)	or 3		x100		x200	
<input type="checkbox"/> 1st PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					+\$180		+\$360	
					TOTAL		TOTAL	

☒ Firm check totaling \$1,240.00 is enclosed herewith.

☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 210059.0368) as noted below. A duplicate copy of this sheet is enclosed.

☒ Any overpayments or deficiencies in the above-calculated fee(s).

☐ RCE fee in the amount of \$____.00.

☐ Extension fee in the amount of \$____.00.

☐ Additional claim fee(s) in the amount of \$____.00 as calculated above.

☒ Any additional fees required under 37 C.F.R. §§ 1.16 or 1.17.


☒ In the event that a Petition for Extension of Time is required, but not enclosed, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

Respectfully submitted,

KAZUHITO HATOH, et al.

April 20, 2005
(Date)

By:



WILLIAM W. SCHWARZE

Registration No. 25,918

AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7013

Telephone: 215-965-1200

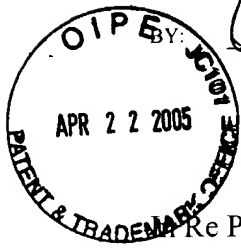
Direct Dial: 215-965-1270

Facsimile: 215-965-1210

E-Mail: wschwarze@akingump.com

WWS:rc

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.



Genee Conti

Date:

April 20, 2005

MAIL STOP RCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:
Kazuhito HATOH, et al.

Conf. No.: 8925

: Group Art Unit: 1746

Appln. No.: 09/719,526

: Examiner: Jonathan Crepeau

Filing Date: December 13, 2000

: Attorney Docket No.: 10059-368US(P20815-01)

Title: POLYMER ELECTROLYTE FUEL CELL

AMENDMENT ACCOMPANYING RCE REQUEST

This is in response to the Office Action dated August 16, 2004 (Paper No. 20040811). A timely Notice of Appeal with a Petition for Extension of Time (one month) was filed on December 16, 2004 (received by the Patent Office on December 20, 2004). This Amendment is being timely filed in lieu of an Appeal Brief by April 20, 2005 in view of the submission herewith of a Petition for Extension of Time (two months). Moreover, the finality of the Office Action dated August 16, 2004 is being withdrawn by the accompanying Request for Continued Examination (RCE).

Please amend the application, without prejudice, as follows: